

VOL. XXXV.

HONOLULU, HAWAII TERRITORY, WEDNESDAY, JULY 23, 1902.

PRICE FIVE CENTS.

Commissioner's  
NOTICE OF SALEValuable  
Ranch  
Property  
And STOCK!  
ON THE  
Island of Lanai

NOTICE IS HEREBY GIVEN that the undersigned, a Commissioner duly appointed by the Hon. George D. Gear, Second Judge of the Circuit Court of the First Circuit, in that certain cause pending in equity in the Circuit Court of the First Circuit, between G. KUNST, Plaintiff, and W. H. PAIN and ELISE S. V. NEUMANN, and others, intervenors, defendants, to sell and make arrangements for and conduct the sale of certain property hereinafter set forth and described and being an undivided two-thirds (2-3) share and interest of the said W. H. Pain and Elise S. V. Neumann, in and to the property, real and personal, formerly belonging to the estate of Walter M. Gibson, deceased, and situate and being on the Island of Lanai, Territory of Hawaii, will sell at Public Auction at the front door of the Court House, Aliolani Hale, so called, in the City of Honolulu, Island of Oahu, and Territory of Hawaii aforesaid, on Saturday, the sixteenth (16th) day of August, 1902, at 12 m. of that day, through Will E. Fisher, Auctioneer, the undivided two-thirds (2-3) share or interest of the said W. H. Pain and Elise S. V. Neumann, said defendants, of, in and to the following property, real and personal, all formerly belonging to the estate of Walter M. Gibson, deceased.

## FEE SIMPLE.

First. All that tract or parcel of land situate on the Island of Lanai, containing Five Thousand Eight Hundred and Ninety-seven and 1-10 (5897 1-10) acres, and known as the Ahupuaa of Palawai, and comprised in Royal Patent No. 1093.

Second. All that tract or parcel of land situate on the Island of Lanai, containing One Thousand Eight Hundred and Twenty-nine (1829) acres, and known as the Ahupuaa of Kealia, and comprised in Royal Patent 7144.

Third. All other lands situate on the Island of Lanai of which the said Walter M. Gibson was seized on the 14th day of August, A. D. 1882, with their rights, easements, and appurtenances.

Fourth. All that tract of land situated on the Island of Lanai, known as the Ahupuaa of Mauna-Iai, containing 3442.38 acres, Royal Patent 6775, conveyed to said Walter M. Gibson by deed of A. J. Cartwright, Executor.

Fifth. All that tract of land situate on the Island of Lanai, described in Royal Patent 3045, containing 128 acres, conveyed to said Walter M. Gibson by deed of Wm. Beder, dated September 27th, 1875, of record in liber 43, fol. 359.

Sixth. All of those tracts of land situated on the Island of Lanai, described in Royal Patent 3029, containing an area of 236.63 acres, and all the title conveyed by deed of Kellihue et al. to Walter Murray Gibson, dated August 30th, 1876, of record in liber 46, fol. 330, and in deed of Kealakua to Walter Murray Gibson, dated December 7th, 1877, of record in liber 51, fol. 139, and in deed from Kealakua to Walter Murray Gibson dated August 23d, 1876, of record in liber 46, fol. 329.

Seventh. All those parcels of land situate on the Island of Lanai, conveyed to said Walter M. Gibson by deed of Ulama Paahao, and another, dated November 27th, 1886.

Eighth. All other parcels of land on the Island of Lanai belonging to the said Walter Murray Gibson on or about the 31st day of August, 1887.

Ninth. All that land described in Royal Patent Grant 2903, containing 57-100 acres, conveyed to W. M. Gibson by Puupai, by deed dated April 24, 1884, recorded in liber 20, fol. 24.

Tenth. All that land described in Land Commission Award 3417 B, conveyed by Kamaka and others to W. M. Gibson, by deed dated March 7, 1885, recorded in liber 13, fol. 274.

Eleventh. All that land described in L. C. A. 10038, containing 7-100 acres, conveyed by Kalote to W. M. Gibson, by deed dated June 2, 1885, of record in liber 13, page 407.

Twelfth. All that land described in L. C. A. 3417, conveyed by Mahoe and others to W. M. Gibson, by deed dated January 30, 1887, and recorded in liber 24, fol. 262.

Thirteenth. All that land described in Royal Patent 4763 conveyed by Kuaweamahi and Wahie to W. M. Gibson, by deed dated June 25, 1874, of record in liber 39, fol. 298.

Fourteenth. All that land described in Royal Patent 4767, L. C. A. 10041, conveyed by John S. Gibson to W. M. Gibson, by deed dated July 17, 1876, of record in liber 47, fol. 49.

Fifteenth. All that land described in Royal Patent 3031 to Kaalana, conveyed by K. Kaalana to W. M. Gibson, by deed dated May 25th, 1885, recorded in liber 95, fol. 129.

## LEASES.

First. All leases of land on the Island of Lanai held by said Walter Murray Gibson on August 31st, 1887, so far as he had the right to assign the same without incurring any forfeiture.

Second. All the property conveyed by Frederick H. Hayselden on January 24th, A. D. 1891, to-wit: That certain indenture of lease of the Ahupuaa of Kahoku and Paomai, on the Island of

## THE LATEST PANORAMIC PICTURE OF HONOLULU



[Photo by Rice &amp; Perkins.]

THE most recent photograph showing the entire Honolulu water front from the seaward side is reproduced above. The picture was taken on Monday morning from the topmast of the United States training ship Mohican, which lies in Naval Row, by Mr. Rice of Rice & Perkins, photographers. "The man behind the camera" had to "shin" up the upper part of the mast, lugging his big black box along with him, and while operating the same had literally to hang on with his feet and hands from his dizzy perch. There were no ropes that he could take hold of, and a bo'sun's chair was not obtainable when the photographer went aboard. The picture is taken from a point opposite the Pacific Mail dock.

A JAPANESE EDITOR ON THE  
JUSTICE OF THE FIRE CLAIMS

Editor Advertiser: An editorial entitled "Voluntarily," which appeared in the last issue of the Star, is unjust, unfair and ungentlemanly sort of argument. The Star alleges that the Territory is not under obligation to make good the losses of the fire claims, and not only is there no such obligation, but that the adjudication of the claims and their payment is a purely voluntary act of charity upon the part of the Territorial Legislators, as it would have been a purely voluntary act of charity had the Federal Congress appropriated money for the purpose.

Oh, poor Star! She seems to be apparently ignorant what was the cause of the fire claims, and what is the present status of the alien claimants. Never it was a case of natural calamities, such as had befallen upon the unfortunate people of St. Pierre recently, nor is it similar case of fires which raged in Chicago, Quebec and scores of others, as the Star alleges to be. Nay, it is a wholly and totally different case at all. We know the bubonic plague was the natural calamity toward our whole community, but we never believed, and still do not believe, too, that the fires which was kindled by the

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Lanai, made by and between the Commissioners of Crown Lands, of the first part, and said Frederick H. Hayselden, of the second part, dated December 19th, 1890, of record in liber 123, fol. 276-279.

Third. Lease No. 168 of Kealia Ahupuaa, Paawili and Kamao, containing 8360 acres, expiring June 23d, 1908, annual rental \$150, payable semi-annually in advance.

Fourth. Lease No. 220 Mahana, containing 7973 acres, expiring November 1st, 1907, annual rental \$100, payable semi-annually in advance.

Fifth. Lease No. 278 of Kaunolu, containing 7860 acres, expiring February 9, 1907, annual rental \$250, payable semi-annually in advance.

PERSONAL PROPERTY.  
First. All those flocks of sheep on the 20th day of June, A. D. 1902, or thereabouts, of mixed ages and sexes, on said day depasturing, running or being upon the said Island of Lanai, and also all that herd of cattle and all horses, on said 20th day of June, 1902, also depasturing and running upon the said Island of Lanai on said day, all formerly belonging to the Estate of Walter M. Gibson, deceased, together with all the natural increase of said flocks and herds, and also all the wool then upon the said sheep, and which has since that time been produced and shorn from said sheep and their said increase, save and except such sheep, cattle and wool as have been sold with the consent of the said plaintiff.

Second. All wool presses, wagons, carts, harnesses, tools, implements, chattels and effects, belonging to said Walter Murray Gibson on said August 31st, 1887, situated on the Island of Lanai, at said time, and now in and upon said lands or any of them.

The flocks of sheep and their increase are now estimated at about 18,000 head.

The herd of cattle with their increase are now estimated at about 240 head.

The herd of horses with their increase are now estimated at about 210 head.

The leases not unexpired run from now to 1906 and 1908.

For further particulars apply to the Commissioner.

Terms, Cash, in U. S. Gold Coin, and conveyances at expense of the purchaser.  
A. BARNES,  
Commissioner.

hand of the Board of Health was any kind of calamities such as caused by the act of God. In fact, the whole miserable mass of claimants were obliged to suffer their great losses for the benefit of the greater outsiders in our community. If the Government thought it was not liable for such drastic act, the official appraisers would not have been around the condemned places to measure the all buildings, and to estimate their values before the time of the fires. And, moreover, our status quo as the claimants is now settled by the virtue of certificates adjudicated by the legitimate court of claims. Now we claimants are each clearly entitled for a certain sum of the award by the act of the Legislature. The Government promises us to pay the first payment of one-third of the awards at the 5th of the coming month, but, very sad to state, there is not even a cent in the Territorial Treasury to meet this payment, and all banks denies to deal with those warrants, which is reported to be coming out in a few days. It is not a matter of charity nearly, nor it is the matter of voluntarily act in the part of Territory, but it is the matter of more severe right and obligation. We claimants are not beggars nor paupers. We did not asked what is not our right hitherto, and hereafter too, we never will.

The Star's opinion about this matter is unjust, because it denies the virtues of law; it is unfair, because it does not recognize the legitimate awards grasped by the unfortunate sufferers; and it is ungentlemanly because it does not sympathize with the most miserable victims of the community. As Representative Sulzer spoke in the House lately, "It seems to me, as a legal proposition, that the Government which ordered the destruction should pay for this property. If we fall now, gentlemen, to meet this question in a broad way and a liberal spirit consisted with the dignity and the honor of the United States, then in the future, when property has to be destroyed to stop the march of plague or pestilence, there will be trouble. We owe the money and we should pay it."

Truly the Government should pay it, and promptly, too, or it will cast a spot of shame on the honor of the greatest Republic in the world. Yours, etc.,  
HONOLULU, JULY 21, 1902.

WAITING FOR A  
NEW CHAIRMAN

Local Committee Delayed in Its  
Work of Collecting  
Funds.

Work upon the McKinley Memorial Park is delayed by the failure to find a suitable man who will accept the chairmanship of the local committee which has in charge the soliciting of funds for the completion of the grounds. There is now a balance in the treasury of the committee after the payment for the grounds, but not sufficient for the commencement of the work of grading and laying out the play spaces. The cost of these improvements will be in the neighborhood of \$10,000, and the collection of this amount is going on more slowly owing to the absence of a head from the local committee. It is not thought there will be much delay after the committee gets to work again.

INCOME TAX TO BE  
TESTED AGAIN

Honolulu merchants are combining to again fight the income tax, which has been declared valid by the Supreme Court of the Territory. Smith & Lewis, who represented the Merchants' Association in the first case, and intended to carry the appeal higher, are not in the new deal to test the law, but Thomas Fitch has agreed to take up the matter on a contingent fee. He has offered to carry the matter into the Federal Court and the Supreme Court of the United States if need be, on condition that he receive 20 per cent of the moneys recovered from taxes already paid in. A number of merchants are reported to have accepted the proposition.

A. BARNES,  
Commissioner.THINKS THAT A TUNNEL INTO  
DIAMOND HEAD WOULD PAY

Utilizing the crater of old Leahi, or Diamond Head, as a means of attracting tourists to the Hawaiian Islands is the latest project planned by a Honolulu to attract attention abroad. His idea is no more nor less than to construct a tunnel through the wall of the crater from the Koko Head side, thus providing an easy means for obtaining a view of the interior. At present the only way to see the inner side is by climbing the precipitous sides to the narrow rim at the top, a task which prevents most strangers from making the attempt.

Only a tithe of the old residents of Honolulu have climbed to the rim of the volcano and looked down into the deep hole. Hawaii's great attraction to residents of the mainland lies in her semi-active volcano, Kilauea, on

the island of Hawaii, but the distance between Honolulu and Kilauea and the length of time consumed are such that the majority of passing tourists have no opportunity to see a crater.

The plan of the Honolulu suggested itself by the opportunities which would be offered to almost every passenger stopping off in this city for even a few hours. Craters either of extinct or active volcanoes, are not to be seen every day, even by globe-trotters, and right here in Honolulu, within five miles of the Capitol Building is a volcano, extinct, however, but with no accessible way to look into the crater without great effort.

It is suggested that a tunnel could be bored through the wall on the Koko Head side to the outer opening, of which an extension of the Diamond Head drive could easily be made.

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## BROKERS.

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## CHIROPODIST.

D. M. THOMSON.—Expert Chiropodist. No. 11 Garden Lane, between Union and Beretania streets.

DR. W. R. BOGLE.—Office, Oregon block, Hotel and Union Sts.

## CONTRACTORS.

WM. T. PATY.—Contractor and Builder, store and office facing; shop Alaska St., between King and Hotel; res., 1641 Anapuni.

## DENTISTS.

DR. H. BICKNELL.—McIntyre bldg., rooms 2 and 14; office hours, 9 to 4.

ALBERT B. CLARK, D.D.S.—Beretania and Miller; office hours, 9 to 4.

I. E. GROSSMAN, D.D.S.—Alakea St., three doors above Masonic Temple, Honolulu; office hours, 9 a. m. to 4 p. m.

DR. A. C. WALL, DR. O. E. WALL.—Office hours, 8 a. m. to 4 p. m.; Love bldg., Fort St.; Tel. 434.

## ELECTRICAL ENGINEERS.

JAS. S. McKEE.—Electrical, Mechanical and Contracting Engineer; office, rooms 11 and 12, Progress block.

## ENGINEERS.

ARTHUR C. ALEXANDER.—Surveyor and Engineer, 409 Judd bldg.; P. O. box 722.

JATTON, NEILL & CO., LTD.—Engineers, Electricians and Boiler-makers, Honolulu.

E. TAPPAN TANNATT.—Civil and Electrical Engineer. Office, Room 4, Spreckels block. Residence, 235 Wilber Ave. Telephone, Main 122.

JAMES T. TAYLOR, M. Am. Soc. C. E.—Consulting Hydraulic Engineer; 309 Judd bldg., Honolulu; P. O. box 799.

## ENGRAVERS.

W. BEAKBANE.—Card Engraving and Stamping; room 3, Elite building.

## INSURANCE.

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## MUSICIANS.

COOK'S MUSIC SCHOOL.—Love bldg., will hold summer term during July and August.

## PHYSICIANS.

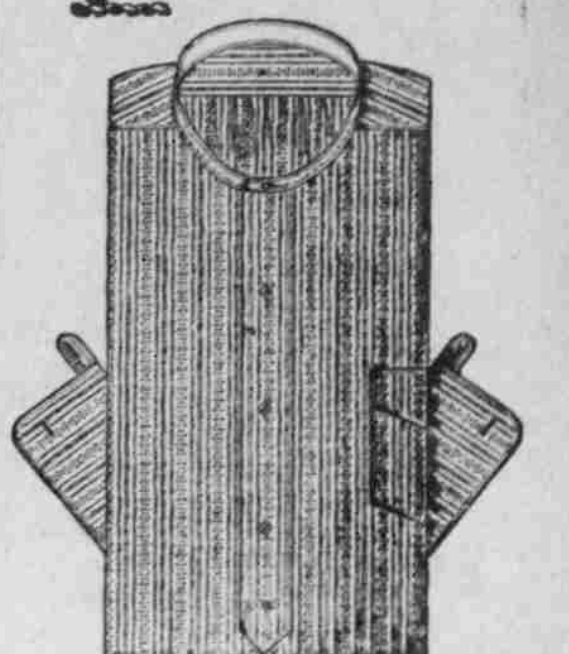
DR. W. HOFFMANN.—Beretania St., opposite Hawaiian Hotel. Hours, 9 to 11 a. m.; 1 to 3, and 7 to 8 p. m. Phone White 481.

DR. T. MITAMURA.—Office, 1468 Nuuanu St.; residence next door. Tel. White 152; office hours, 8 to 10 a. m., and 8 to 8 p. m., except Sundays.

DR. J. UCHIDA.—Physician and Surgeon; office, Beretania, between Fort and Nuuanu streets; office hours, 8 to 12 a. m., 7 to 8 p. m.; Tel. 1211 White.

## NOTICE.

PERSONS needing or knowing of those who do need protection from physical or moral injury, which they are not able to obtain for themselves, may consult the Legal Protection Committee of the Anti-Saloon League, 9 McIntyre building. W. H. RICE, Supt. 6165



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